

AGENDA

COMMITTEE ON ACCOUNTS, ENROLLMENT AND REVENUE ADMINISTRATION

**October 3, 2006
Aldermen Pinard, Thibault,
Smith, DeVries, Long**

**Upon Recess of BMA
Aldermanic Chambers
City Hall (3rd Floor)**

1. Chairman Pinard calls the meeting to order.
2. The Clerk calls the roll.
3. Chairman Pinard advises that Ordinances are to be considered for consistency with the rules of the Board, and required laws, and requests the Clerk to make a presentation relative to the Ordinances:

“Authorizing the Mayor to dispose of certain tax deeded property located at Map 866, Lot 6, (consolidated from former 141 Broadhead and 142 through 145/half of this parcel) known as land on Brown Avenue.”

“Authorizing the Mayor to dispose of certain tax deeded property located at Map 713, Lot 1, known as land on Brown Avenue.”

“Amending Sections 33.024, 33.025, & 33.026 (Systems/Programming Manager-Systems/Development Manager, Computer Programmer-Applications Developer/Analyst) of the Code of Ordinances of the City of Manchester.”

“Amending Sections 33.024, 33.025, & 33.026 (Senior Applications Developer/Analyst) of the Code of Ordinances of the City of Manchester.”

“Amending Section 33.054 (B) (2) (Overtime Compensation/Comp Time) of the Code of Ordinances of the City of Manchester.”

“Amending Section 33.076 (A), Special Leave of the Code of Ordinances of the City of Manchester.”

“Amending Section 33.080 (A) (1) Military Service, of the Code of Ordinances of the City of Manchester.”

“Amending Section 33.062 (D), Part-Time Employees, of the Code of Ordinances of the City of Manchester.”

“Amending the Zoning Ordinance of the City of Manchester by establishing the Lake Massabesic Protection Overlay District (LMPOD) to protect the Lake Massabesic drinking water supply in the City of Manchester.”

4. Chairman Pinard advises that a presentation having been made, if all is in order, a motion is in order to advise that the Ordinances presented are properly enrolled.
5. If there is no further business, a motion is in order to adjourn.

City of Manchester New Hampshire

In the year Two Thousand and Six

AN ORDINANCE

“Authorizing the Mayor to dispose of certain tax deeded property located at Map 866, Lot 6, (consolidated from former 141 Broadhead and 142 through 145/half of this parcel) known as land on Brown Avenue.”

BE IT ORDAINED, By the Board of Mayor and Aldermen of the City of Manchester, as follows:

- I. That in accordance with New Hampshire RSA 80:42, the Mayor is authorized to convey a parcel of tax-deeded property located at Map 866, Lot 6, (consolidated from former 141 Broadhead and 142 through 145/half of this parcel Broadhead) known as land on Brown Avenue in the City of Manchester to State of New Hampshire Department of Transportation. The sale shall be evidenced by a deed without covenants and such other instruments as may be necessary to release all right, title, interest or claim in said parcel and portions of any discontinued street abutting said parcel. The aforementioned property, formerly owned by Otis H Perry, was acquired by the City of Manchester by virtue of a Tax Collector's Deed, dated September 15, 1941 as recorded in the Hillsborough County Registry of Deeds, Volume 1023, Page 359, on September 15, 1941, and a Tax Collector's Deed dated October 2, 1936 as recorded in the Hillsborough County Registry of Deeds, Volume 956, Page 255. The purchase price of this entire parcel shall be Two Thousand Four Hundred Dollars (\$2,400.00) deemed a reasonable price by the Board of Assessors, and all of the costs related to this transaction.
- II. This Ordinance shall remain in effect for six months from the date of passage.

City of Manchester New Hampshire

In the year Two Thousand and Six

AN ORDINANCE

"Authorizing the Mayor to dispose of certain tax deeded property located at Map 713, Lot 1, known as land on Brown Avenue."

BE IT ORDAINED, By the Board of Mayor and Aldermen of the City of Manchester, as follows:

- I. That in accordance with New Hampshire RSA 80:42, the Mayor is authorized to convey a parcel of tax-deeded property known as Map 713, Lot 1, in the City of Manchester to State of New Hampshire Department of Transportation. The sale shall be evidenced by a deed without covenants and such other instruments as may be necessary to release all right, title, interest or claim in said parcel. Said property formerly owned by Edmund M. Warren was acquired by the City of Manchester by virtue of Tax Collector's Deed, dated September 16, 1940, and recorded in the Hillsborough County Registry of Deeds, Volume 1007, Page 266, on September 16, 1940. The purchase price of the parcel shall be Twenty Seven Thousand Dollars (\$27,000.00) deemed a reasonable price by the Board of Assessors, and all of the costs related to this transaction.
- II. This Ordinance shall remain in effect for six months from the date of passage.

City of Manchester New Hampshire

In the year Two Thousand and Six

AN ORDINANCE

“Amending Sections 33.024, 33.025, & 33.026 (Systems/Programming Manager-Systems/Development Manager, Computer Programmer-Applications Developer/Analyst) of the Code of Ordinances of the City of Manchester.”

BE IT ORDAINED, By the Board of Mayor and Aldermen of the City of Manchester, as follows:

SECTION 33.024 CLASSIFICATION OF POSITIONS be amended as follows:

Delete Systems/Programming Manager, Class Code 2210
Establish Systems/Development Manager, Class Code 2210

Delete Computer Programmer, Class Code 2180
Establish Applications Developer/Analyst, Class Code 2180

SECTION 33.025 COMPENSATION OF POSITIONS be amended as follows:

Delete Systems/Programming Manager, Class Code 2210, Grade 23
Establish Systems/Development Manager, Class Code 2210, Grade 23

Delete Computer Programmer, Class Code 2180, Grade 18

Establish Applications Developer/Analyst, Class Code 2180, Grade 19

SECTION 33.026 CLASS SPECIFICATIONS be amended as follows

Change Class Specification for Systems/Programming Manager to Systems/Development Manager, Class Code 2210, Grade 23, exempt (see attachment)

Change Class Specification for Computer Programmer to Applications Developer/Analyst, Class Code 2180, Grade 19 non-exempt (see attachment)

This Ordinance shall take effect upon its passage and all Ordinances or parts of Ordinances inconsistent therewith are hereby repealed.



City of Manchester, New Hampshire

Class Specification

This is a class specification and not an individualized job description. A class specification defines the general character and scope of responsibilities of all positions in a job classification, but it is not intended to describe and does not necessarily list every duty for a given position in a classification.

Class Title	Systems/Programming Manager	
Class Title	Systems/Development Manager	
Class Code Number	2210-23	

General Statement of Duties

Manages and supervises computer programming, computer operations, systems analysis applications development/analysis, Web services administration, GIS services administration and computer operations staff, and related functions; performs related work as required.

Distinguishing Features of the Class

The principal function of an employee in this class is to ensure computer applications operate in service of City Departments. The work is performed under the supervision and direction of the Information Services Director but extensive leeway is granted for the exercise of independent judgement and initiative. Supervision is exercised over the work of employees in the class of Computer Operator I and II, Computer Programmer, Computer Programmer/Analyst Applications Developer/Analyst, Senior Applications Developer/Analyst, Web Services Administrator, GIS Services Administrator and related technical personnel. The nature of the work performed requires that an employee in this class establish and maintain effective working relationships with other information technology personnel, other City employees, technical vendors and the public. The principal duties of this class are performed in a general office environment.

Examples of Essential Work
(illustrative only)

- Supervises applications application development, Web administration, GIS administration and operations staff, including coordinating data processing, reviewing applications and support requests, assigning work to staff, testing data to ensure program integrity and providing technical advice to staff as necessary;
- Serves as the City's project manager for the implementation and administration of City-wide systems, including coordinating training; monitoring, scheduling and implementing software revisions; problem resolution with vendors and users; overseeing transfer of information and service delivery from existing systems to new systems; and developing programs to extract information from existing systems as necessary;
- Maintains systems software, including operating systems, databases, compilers and utilities;
- Inspects, evaluates, determines and diagnoses systems failures and initiates corrective processes;
- Directs, implements and oversees maintenance and repair procedures on systems and equipment;
- Prepares plans, technical reports, statistical data and records on systems use;
- Writes detailed technical specifications for proposals and bids, evaluates proposals and administers contracts;
- Participates in the development of policies and procedures relating to the security of microcomputers, network applications and disaster recovery;
- Prepares budget for assigned area;
- Maintains and modifies vendor software packages;
- Analyzes, reviews, writes and/or rewrites programs for new requirements or to increase operational efficiency;
- Designs procedure, operation and user manuals and provides subsequent training;
- Applies expert systems analysis and design techniques to complex system development in a broad or specialized design area and/or resolves unique or unyielding problems in existing systems by applying new technology;
- Designs and monitors necessary testing and implementation plans;
- Performs other duties of technical analytical personnel as necessary;
- Provides needed information and demonstrations concerning how to perform certain work tasks to new employees in the division;
- Keeps immediate supervisor and designated others fully and accurately informed concerning work progress, including present and potential work problems and suggestions for new or improved ways of addressing such problems;
- Attends meetings, conferences, workshops and training sessions and reviews publications and audio-visual materials to become and remain current on the principles, practices and new developments in assigned work areas;

- Responds to questions and comments from City department heads and other users in a courteous and timely manner;
- Communicates and coordinates regularly with appropriate others to maximize the effectiveness and efficiency of interdepartmental operations and activities;
- Performs other directly related duties consistent with the role and function of the classification.

<p style="text-align: center;">Required Knowledge, Skills and Abilities (at time of appointment)</p>
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- Comprehensive knowledge of assigned system needs, including user requirements, priorities, and interests;
- Comprehensive knowledge of City computing resources and related networks;
- Comprehensive knowledge of computer application design and programming practices and procedures;
- Comprehensive knowledge of computer system programming languages used by the City;
- Comprehensive knowledge of data processing practices and procedures;
- Comprehensive knowledge of data processing troubleshooting principals and practices;
- Comprehensive knowledge of computer equipment application software and operating systems;
- Comprehensive knowledge of information technology system concepts;
- Comprehensive knowledge of computer terminal usage;
- Ability to analyze and comprehend various administrative and business operations and to apply computer technology to those operations;
- Ability to provide expertise on application software, computer languages and operating systems;
- Ability to train, supervise, evaluate and coordinate the work of others;
- Ability to establish and maintain effective working relationships with associates, City employees and outside vendors;
- Ability to understand and adapt to different governmental business activities easily;
- Ability to analyze and understand user needs underlying assigned system development requests;
- Ability to communicate effectively with others, both orally and in writing, using both technical and non-technical language;
- Ability to understand and follow oral and/or written policies, procedures and instructions;
- Ability to prepare and present accurate and reliable reports containing findings and recommendations;
- Ability to operate a personal computer using standard or customized software applications appropriate to assigned tasks;
- Ability to use logical and creative thought processes to develop solutions according to written specifications and/or oral instructions;
- Ability to perform a wide variety of duties and responsibilities with accuracy and speed under the pressure of time-sensitive deadlines;
- Ability and willingness to quickly learn and put to use new skills and knowledge brought about by rapidly changing information and/or technology;

- Integrity, ingenuity and inventiveness in the performance of assigned tasks.

Acceptable Experience and Training

- Graduation from an accredited college or university with a Bachelors Degree in Computer Science or related field; and
- Considerable experience in developing and maintaining computer programs and applications; or
- Any equivalent combination of experience and training which provides the knowledge, skills and abilities necessary to perform the work.

Required Special Qualifications

- None.

Essential Physical Abilities

- Sufficient clarity of speech and hearing or other communication capabilities, with or without reasonable accommodation, which permits the employee to communicate effectively;
- Sufficient vision or other powers of observation, with or without reasonable accommodation, which permits the employee to review a wide variety of materials in electronic or hardcopy form;
- Sufficient manual dexterity with or without reasonable accommodation, which permits the employee to access computer program information and to operate related equipment;
- Sufficient personal mobility and physical reflexes, with or without reasonable accommodation, which permits the employee to transport assigned equipment as necessary to perform timely computer program review and troubleshooting procedures, and to function within the general office environment.

Approved by: _____ Date: _____



City of Manchester, New Hampshire

Class Specification

This is a class specification and not an individualized job description. A class specification defines the general character and scope of responsibilities of all positions in a job classification, but it is not intended to describe and does not necessarily list every duty for a given position in a classification.

Class Title	<u>Applications Developer/Analyst</u> Computer Programmer
Class Code Number	21800-1819

General Statement of Duties

Develop, deploy, and support Information Technology (I.T.) business software applications ~~Programs~~ Information Technology (I.T.) applications; performs directly related work as required.

Distinguishing Features of the Class

The principal function of an employee in this class is to develop, deploy, and support business software applications to meet business objectives ~~to program software systems to meet user needs.~~ "Develop" means to analyze needs, determine best approach, design (program) new applications, configure vendor-supplied applications, and provide post-deployment support and maintenance. The work is performed under the supervision and direction of the Senior Applications Developer/Analyst ~~the Computer Programmer/Analyst~~ and the Systems/Programming Manager but considerable leeway is granted for the exercise of independent judgement and initiative. The nature of the work performed requires that an employee in this class establish and maintain effective working relationships with other information technology personnel, other City employees, technical vendors and the public. The principal duties of this class are performed in a general office environment.

Examples of Essential Work
(illustrative only)

- Applies appropriate application development standard programming procedures and detailed knowledge of pertinent subject matter in an assigned programming area;
- Designs, writes software ~~Develops, codes and tests~~ computer applications and related software systems;
- Designs and deploys computer applications as assigned, interacting with users or based on supervisor direction;
- Tests application program components to meet system design requirements;
- Provides technical support on application software programming systems and related business issues to City department personnel;
- Acts as technical liason/advocate for City users to third-party software vendors;
- Recognizes probable interactions of related software systems ~~other related programs with assigned projects~~ programs and is familiar with current computing systems, software environments, infrastructure, and equipment ~~currently in use by the City~~ related system software and computer equipment;
- Solves conventional programming and development problems;
- Participates in system design and testing for new or modified systems in coordination with the Senior Applications Developer/Analyst ~~Computer Programmer/Analyst~~;
- Performs troubleshooting, and file recovery, and debugging as needed;
- Coordinates project activities with other City personnel involved in information services activities;
- Participates in training programs;
- Prepares progress reports and other documents in conformance with assigned procedures;
- Provides needed information and demonstrations concerning how to perform certain work tasks to new employees in the department;
- Keeps immediate supervisor and designated others fully and accurately informed concerning work progress, including present and potential work problems and suggestions for new or improved ways of addressing such problems;
- Attends meetings, conferences, workshops and training sessions and reviews publications and audio-visual materials to become and remain current on the principles, practices and new developments in assigned work areas;
- Responds to questions and comments from City department heads and other users in a courteous and timely manner;
- Communicates and coordinates regularly with appropriate others to maximize the effectiveness and efficiency of interdepartmental operations and activities;
- Performs other directly related duties consistent with the role and function of the classification.

Required Knowledge, Skills and Abilities
(at time of appointment)

- Thorough knowledge of assigned system and application program needs, including design concepts, and user requirements;
- Thorough knowledge of City computing resources, and related networks, and policies;
- Thorough knowledge of software development environments, tools, languages, and resources in use a wide variety of computer system programming languages used by the City;
- Thorough knowledge of computer application design and programming practices and procedures;
- Thorough knowledge of information technology practices, and procedures, trends, and principles;
- Thorough knowledge of the operation of centralized and workstation micro-computer equipment and software;
- Thorough knowledge of application software troubleshooting principles techniques and practices;
- Thorough Substantial knowledge of relational database terminology, design, usage, security, operation, maintenance and querying (including SQL);
- Thorough knowledge of Structured Query Language (SQL) and database management system (DBMS) capabilities;
- Substantial knowledge of computing and application architecture methodologies (including but not limited to web-based, fat client, client-server, n-tier design);
- Substantial knowledge of project management principles and techniques;
- Substantial knowledge of extensible markup language (XML), hypertext markup language (HTML), and scripting languages;
- Ability to create efficient codes to accomplish system design and program performance objectives;
- Ability to communicate effectively with others, both orally and in writing, using both technical and non-technical language as required by the situation;
- Ability to understand and follow oral and/or written policies, procedures and instructions;
- Ability to prepare and present accurate and reliable reports containing findings and recommendations;
- Ability to operate a personal computer using standard or customized software applications appropriate to assigned tasks;
- Ability to fully understand various integrated development environments, programming languages, algorithms, and techniques various programming languages;
- Ability to use logical and creative thought processes to develop solutions according to written specifications and/or oral instructions;
- Ability to perform a wide variety of duties and responsibilities with accuracy and speed under the pressure of time-sensitive deadlines;
- Ability and willingness to quickly learn and put to use new skills and knowledge brought about by rapidly changing information and/or technology;

- Integrity, ingenuity and inventiveness in the performance of assigned tasks.

Acceptable Experience and Training

- Graduation from an accredited college or university with a Bachelors Degree in Computer Science; and
- Considerable experience in developing, designing, deploying and supporting business software and maintaining computer programs and applications; or
- Any equivalent combination of experience and training which provides the knowledge, skills and abilities necessary to perform the work.

Required Special Qualifications

- None.

Essential Physical Abilities

- Sufficient clarity of speech and hearing or other communication capabilities, with or without reasonable accommodation, which permits the employee to communicate effectively;
- Sufficient vision or other powers of observation, with or without reasonable accommodation, which permits the employee to review a wide variety of materials in electronic or hardcopy form;
- Sufficient manual dexterity with or without reasonable accommodation, which permits the employee to access computer program information and to operate related equipment;
- Sufficient personal mobility and physical reflexes, with or without reasonable accommodation, which permits the employee to transport assigned equipment as necessary to perform timely computer program review and troubleshooting procedures, and to function within the general office environment.

Approved by: _____ Date: _____

City of Manchester New Hampshire

In the year Two Thousand and Six

AN ORDINANCE

“Amending Sections 33.024, 33.025, & 33.026 (Senior Applications Developer/Analyst) of the Code of Ordinances of the City of Manchester.”

BE IT ORDAINED, By the Board of Mayor and Aldermen of the City of Manchester, as follows:

SECTION 33.024 CLASSIFICATION OF POSITIONS be amended as follows:

Change Classification for Computer Programmer/Analyst to Senior Applications Developer/Analyst, Class Code 2190, no change in Class Code

SECTION 33.025 COMPENSATION OF POSITIONS be amended as follows:

Change Computer Programmer/Analyst to Senior Applications Developer/Analyst, Class Code 2190, Grade 21, no change in Grade

SECTION 33.026 CLASS SPECIFICATIONS be amended as follows

Change Class Specification for Computer Programmer/Analyst to Senior Applications Developer/Analyst, Class Code 2190, Grade 21, exempt

This Ordinance shall take effect upon its passage and all Ordinances or parts of Ordinances inconsistent therewith are hereby repealed.

City of Manchester New Hampshire

In the year Two Thousand and six

AN ORDINANCE

"Amending Section 33.054 (B) (2) (Overtime Compensation/Comp Time) of the Code of Ordinances of the City of Manchester."

BE IT ORDAINED, By the Board of Mayor and Aldermen of the City of Manchester, as follows:

I. Amend Section 33.054 (B) (2), Overtime Compensation/Comp Time, of the Code of Ordinances of the City of Manchester by deleting language stricken (---) and inserting new language as bolded (**bold**). Language of Section 33.054 (B) (2), not struck through or bolded remains unchanged.

§ 33.054 (B) (2) OVERTIME COMPENSATION/COMP TIME

(2) ~~Compensatory time off in lieu of overtime payment shall be at time and one half rate. Such compensatory time earned must be taken within one pay period following the dates earned or request for payment for overtime must be submitted for the employee by the department. Compensatory time shall not be accrued beyond the pay period following the overtime actually worked. Such compensatory time shall be used only to compensate employees who are on a 35 hour standard work week and work more than seven hours per day or more than 35 hours, but not over 40 hours in one week. All overtime worked beyond 40 hours in one week must be paid at the time and one half, except for executive, administrative and professional employees in exempt positions as defined in the administrative regulations.~~

(2) **Compensatory time off in lieu of overtime payment shall be at time and one half rate. The maximum amount of compensatory time that may be accrued is 80 hours. The Department Head shall determine whether it is in the best interest of the department to pay the employee for overtime or to allow the employee to accrue compensatory time. Compensatory time off may be granted by the Department when it least interferes with the efficient operation of the Department. Accrued compensatory time must be utilized prior to the employee terminating from employment.**

II. This Ordinance shall take effect upon its passage and all Ordinances or parts of Ordinances inconsistent therewith are hereby repealed.

City of Manchester New Hampshire

In the year Two Thousand and six

AN ORDINANCE

"Amending Section 33.076 (A), Special Leave of the Code of Ordinances of the City of Manchester."

BE IT ORDAINED, By the Board of Mayor and Aldermen of the City of Manchester, as follows:

- I. Amend Section 33.076 (A) Special Leave, of the Code of Ordinances of the City of Manchester by deleting language stricken (---) and inserting new language as bolded (**bold**). Language of Section 33.076 (A) not struck through or bolded remains unchanged.

§ 33.076 (A) SPECIAL LEAVE

(A) ~~In addition to other leaves authorized by this subchapter, a department head with approval of the Mayor, may authorize an employee to be absent without pay for personal reasons for a period or periods not to exceed ten work days in any calendar year.~~

(A) In addition to other leaves authorized by this subchapter, a department head shall be authorized to grant an employee up to 90 days without pay in a calendar year.

- II. This Ordinance shall take effect upon its passage and all Ordinances or parts of Ordinances inconsistent therewith are hereby repealed.

City of Manchester New Hampshire

In the year Two Thousand and six

AN ORDINANCE

“Amending Section 33.080 (A) (1) Military Service, of the Code of Ordinances of the City of Manchester.”

BE IT ORDAINED, By the Board of Mayor and Aldermen of the City of Manchester, as follows:

I. Amend Section 33.080 (A) (1) Military Service, of the Code of Ordinances of the City of Manchester by deleting language stricken (---) and inserting new language as bolded (**bold**). Language of Section 33.080 (A) (1) not struck through or bolded remains unchanged.

§ 33.080 (A) (1) MILITARY SERVICE

(1) In addition to the ten paid military days for training each training year (October 1 to September 30), said employees shall be eligible for five additional paid military days to attend military funerals as assigned by the military.

II. This Ordinance shall take effect upon its passage and all Ordinances or parts of Ordinances inconsistent therewith are hereby repealed.

City of Manchester New Hampshire

In the year Two Thousand and six

AN ORDINANCE

“Amending Section 33.062 (D), Part-Time Employees, of the Code of Ordinances of the City of Manchester.”

BE IT ORDAINED, By the Board of Mayor and Aldermen of the City of Manchester, as follows:

I. Amend Section 33.062 (D) Part-Time Employees, of the Code of Ordinances of the City of Manchester by deleting language stricken (---) and inserting new language as bolded (**bold**). Language of Section 33.062 (D) not struck through or bolded remains unchanged.

§ 33.062 (D) PART-TIME EMPLOYEES

(D) **An employee who is employed to work thirty-two hours per week in a position that does not have an end date, shall be required to participate in the Contributory Retirement System unless the position is designated as a Group II position. (Current part-time employees who are working less hours, and who are currently contributing to the Contributory Retirement System, may continue to so.) Said employees shall be eligible to participate in the health insurance program upon retirement.**

II. This Ordinance shall take effect upon its passage and all Ordinances or parts of Ordinances inconsistent therewith are hereby repealed.

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City of Manchester New Hampshire

In the year Two Thousand and Six

AN ORDINANCE

“Amending the Zoning Ordinance of the City of Manchester by establishing the Lake Massabesic Protection Overlay District (LMPOD) to protect the Lake Massabesic drinking water supply in the City of Manchester.”

BE IT ORDAINED, By the Board of Mayor and Aldermen of the City of Manchester, as follows:

SECTION 1. Amending the Zoning Ordinance of the City of Manchester by establishing the Lake Massabesic Protection Overlay District (LMPOD) to protect the Lake Massabesic drinking water supply in the City of Manchester.

SECTION II. Article 4.01 B Overlay Districts

Article 4.01(B) 10 Lake Massabesic Protection Overlay District (LMPOD)

The purpose of this overlay district is to protect the Lake Massabesic drinking water supply to the City of Manchester.

SECTION III. Article 4.02 Official Zoning Maps

4.02 (A) "...the Historic Districts Overlay districts, the Arena Overlay District, the Manchester Landfill Groundwater Management Zone Overlay District, and the Lake Massabesic Protection Overlay District."

SECTION IV. Article 7 Special District-Wide Regulations

7.11 Lake Massabesic Protection Overlay District (LMPOD)

A. Authority for the Lake Massabesic Protection Overlay District

The Lake Massabesic Protection Overlay District is adopted pursuant to Section 1.03, Authority, of this Ordinance, and in accordance with the provisions of RSA 674:21, Innovative Land Use Controls.

B. Establishment of the Lake Massabesic Protection Overlay District

The Lake Massabesic Protection Overlay District includes the entire Lake Massabesic watershed located in Manchester. This area is called out to avoid impacts that may affect the drinking water supply over the long term, addressing such issues as stormwater contamination, imperviousness, steep slope disturbance and other land use activities that could potentially be a nonpoint source water quality issue or diminish surface water recharge. EPA Phase II Stormwater Regulation criteria applies to all development creating disturbance to land in the Lake Massabesic Protection Zone.

C. Prohibitions within the Lake Massabesic Protection Overlay District

1. Regardless of the underlying zone, the following land uses, as listed in Article 5.10 Table of Principal Uses and Table 5.11 Table of Accessory Uses are deemed incompatible with the intent of and prohibited in the Lake Massabesic Protection Overlay District:

City of Manchester New Hampshire

In the year Two Thousand and Six

AN ORDINANCE

“Amending the Zoning Ordinance of the City of Manchester by establishing the Lake Massabesic Protection Overlay District (LMPOD) to protect the Lake Massabesic drinking water supply in the City of Manchester.”

BE IT ORDAINED, By the Board of Mayor and Aldermen of the City of Manchester, as follows:

Use No.	Use	Critical
E.1	Taxi, bus, rail terminal	X
I.1	Sales or rental of motor vehicles	X
I.2	Sales, rental, repair of boats, etc	X
I.3	Sales, rental, repair of heavy eq.	X
I.4	Automotive repair	X
I.5	Automotive service station	X
I.6	Carwashes and car care centers	X
M.2	Accessory outside storage ind	X
M.3	Accessory manufacturing use	X

2. In addition, the following restrictions and/or prohibitions of land uses apply within 50 feet of waterways or wetlands in the Lake Massabesic Protection Overlay District: No impervious surfaces (driveways, parking lots, roads, etc.). Residential lots of 12,500 square feet or less shall be exempt from this requirement.

D. Additional Restrictive Policies Pertaining to the Lake Massabesic Protection Overlay District.
In addition to the restrictions listed in this LMPOD, the District is also subject to criteria and guidelines contained in the following documents on file in the City:

- City Stormwater Ordinance (and any subsequent revisions) - Highway Department
- City Stormwater Rules and Regulations (and any subsequent revisions) -Highway Dept.
- Subdivision and Site Plan Regulations (and any subsequent revisions) -Planning Department

SECTION V. Article 14.02 Powers and Duties of the ZBA

14.02 (B) 6 “Any proposed non-residential variance request located within the Lake Massabesic Protections Overlay District shall be forwarded to the Manchester Water Works for comment prior to the hearing on the variance.”

SECTION VI. Resolve this ordinance shall take effect upon passage.

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